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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

WILLIAM LESTER JOHNSEN,

Defendant.

No. CR 07-00722 HRL

STIPULATION AND ~~PROPOSED~~
ORDER TO EXCLUDE TIME UNDER
THE SPEEDY TRIAL ACT

The undersigned parties hereby request that the Court exclude time under the Speedy Trial Act in the above captioned case pursuant to 18 U.S.C. § 3161(h)(2) from July 24, 2008 to September 25, 2008. The parties agree that pretrial diversion is an appropriate disposition, and the defendant has been referred to Pretrial Services for a determination if he is eligible for such a program. If the defendant is accepted into a pretrial diversion program, the parties will notify the Court and request that the next status appearance, scheduled for September 25, 2008, be vacated.

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STIPULATION AND [PROPOSED] ORDER TO EXCLUDE TIME
CR 07-00722 HRL

E-FILED

RECEIVED
JUL 25 2008

FILED

JUL 25 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

1 SO STIPULATED.

2 JOSEPH P. RUSSONIELLO
3 United States Attorney

4 DATED: 7/25/08

5 /s/
6 SUSAN KNIGHT
7 Assistant United States Attorney

8 DATED: 7/25/08

9 /s/
10 MANUEL ARAUJO
11 Assistant Federal Public Defender

12 ORDER

13 Based on the stipulation of the parties and for good cause shown, IT IS HEREBY
14 ORDERED that time is excluded under the Speedy Trial Act pursuant to 18 U.S.C. § 3161(h)(2)
15 from July 24, 2008 to September 25, 2008 for in order for the defendant to be evaluated by
16 Pretrial Services in order to determine if he is eligible to participate in a pretrial diversion
17 program.

18 DATED: 7/25/08

19 HOWARD R. LLOYD
20 United States Magistrate Judge
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